



PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Eugenio Cefali
Serial No.: 09/470,603
Filing Date: 22 December 1999
Docket Number: 50454-56101USCIP3
Title: NICOTINIC ACID COMPOSITIONS FOR TREATING
HYPERLIPIDEMIA AND RELATED METHODS THEREFOR
Art Unit: 1615
Examiner: Robert M. Joynes
Date: 24 January 2005

Attn: Petitions Attorney Frances Hicks ((517) 272-3218)
Office of Petitions
Madison Building (West), 600 Dulany Street

Mail Stop 313(c)
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

fees processed

**PETITION TO EXPUNGE INFORMATION
UNDER 37 C.F.R. § 1.59**

Sir:

Applicants respectfully petition the Commissioner to expunge the materials identified on the Supplemental Information Disclosure Statement as "subject to protective order" if, after Examiner's consideration, any of the materials are found not to be important in deciding whether to allow the application.

FEES

The Commissioner is hereby authorized to charge the petition fee of \$130.00 as set forth in 37 C.F.R. 1.17(g) to Deposit Account No. 50-2543. The Commissioner is hereby

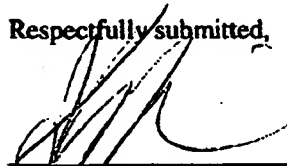
authorized to charge any additional or increased fees, or to credit any overpayment to Deposit Account No. 50-2543.

03/18/2005 CBETANDC 60000001 002512 00470603
01 FC:1464 130.00 DD

Applicants' undersigned attorney may be reached by telephone at (954) 331-3825.

All correspondence should continue to be directed to our below listed address.

Respectfully submitted,



Karen J. Messick
Attorney for Applicants
Registration No. 46,256

Kos Pharmaceuticals, Inc.
2200 North Commerce Parkway
Suite 300
Weston, FL 33326

Phone 954.331.3825
Fax: 954.331.3867

Date: 1/24/05



Title: NICOTINIC ACID COMPOSITIONS FOR TREATING
Serial No. 09/470,603 Applicant: CEFACI

In the above matter, the following have been received by the US Patent and Trademark Office in the date stamped hereon.

EL 955246467US

☒ Express Mail Label No. _____
☐ Application Incl. _____ sheets (_____ Design) _____
 ___ pp. of specification _____
 ___ pp. of claims (_____ # claims) _____
 ___ pp. of abstract _____
 ___ sheets of drawings; Figs. _____
 ___ Formal _____ Informal _____
☐ Provisional Application Cover Sheet _____
☐ Declaration/Power of Attorney _____
☐ Verified Statement Claiming Small Entity Status _____
☐ Copy of Notice to File Missing Parts _____
☐ Request for Filing CPA: 37 CFR § 53(d) _____
☒ IDS, PTO 1449 and 50 references (Supp. ☒
☒ ~~PETITION TO WITHDRAW APP. FR. ISSUE UNDER 37 CFR § 1.55~~
☒ ~~Other PETITION TO REVOKE INFO UNDER 37 CFR § 1.59~~
☒ ~~REQUEST FOR CONT. EXAM.~~
Mailing Date: 1/24/05 Docket No. SE101USC1P3 Atty/Paralegal/Sec. (H) 11

☐ Mailing under 37 CFR § 1.8(a)
☐ Response to Office Action/Restriction Req.
☐ Petition for _____ month Extension of Time
☐ Assignment and Cover Sheet
☐ Amendment (_____ Prelim.; _____ After Final)
☐ Notice of Appeal
☐ Appellant's Brief (trip.) (_____ Reply Brief)
☐ Letter to Chief Draftsperson
☐ Issue Fee/ _____ Maintenance Fee Transmittal
☐ Sequence Listing; _____ Diskette
☐ Transmittal Letter
☐ Check for \$ _____; Check # _____
☐ Deposit Account Authorization # _____

JAN 25 2005
U.S. PATENT & TRADEMARK OFFICE

Title: NICOTINIC ACID COMPOSITIONS FOR TREATING
Serial No. 09/470,603 Applicant: CEFACI

In the above matter, the following have been received by the US Patent and Trademark Office in the date stamped hereon.

EL 955246467US

☒ Express Mail Label No. _____
☐ Application Incl. _____ sheets (_____ Design) _____
 ___ pp. of specification _____
 ___ pp. of claims (_____ # claims) _____
 ___ pp. of abstract _____
 ___ sheets of drawings; Figs. _____
 ___ Formal _____ Informal _____
☐ Provisional Application Cover Sheet _____
☐ Declaration/Power of Attorney _____
☐ Verified Statement Claiming Small Entity Status _____
☐ Copy of Notice to File Missing Parts _____
☐ Request for Filing CPA: 37 CFR § 53(d) _____
☒ IDS, PTO 1449 and 50 references (Supp. ☒
☒ ~~PETITION TO WITHDRAW APP. FR. ISSUE UNDER 37 CFR § 1.55~~
☒ ~~Other PETITION TO REVOKE INFO UNDER 37 CFR § 1.59~~
☒ ~~REQUEST FOR CONT. EXAM.~~
Mailing Date: 1/24/05 Docket No. SE101USC1P3 Atty/Paralegal/Sec. (H) 11

☐ Mailing under 37 CFR § 1.8(a)
☐ Response to Office Action/Restriction Req.
☐ Petition for _____ month Extension of Time
☐ Assignment and Cover Sheet
☐ Amendment (_____ Prelim.; _____ After Final)
☐ Notice of Appeal
☐ Appellant's Brief (trip.) (_____ Reply Brief)
☐ Letter to Chief Draftsperson
☐ Issue Fee/ _____ Maintenance Fee Transmittal
☐ Sequence Listing; _____ Diskette
☐ Transmittal Letter
☐ Check for \$ _____; Check # _____
☐ Deposit Account Authorization # _____

JAN 25 2005
U.S. PATENT & TRADEMARK OFFICE

/ BEST AVAILABLE COPY